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FORM PTO 1390

US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. §371

ATTORNEY DOCKET NUMBER 2004-1515A

U.S. APPLICATION NO.
(if known) see (\*\*) 5 19 394

**International Application No.** PCT/JP02/03135

International Filing Date March 28, 2002

Priority Date Claimed

Title of Invention

FAT PRODUCING METHOD

## Applicant(s) For DO/EO/US

Tadayuki OKADA and Kotaro YAMAGUCHI

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- 1. [] This is a FIRST submission of items concerning a filing under 35 U.S.C. §371.
- 2. [X] This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. §371.
- 3. [] This express request to begin national examination procedures (35 U.S.C. §371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. §371(b) and PCT Articles 22 and 39(1).
- 4. [] A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- 5. [] A copy of the International Application as filed (35 U.S.C. §371(c)(2))
  - a. [] is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. [] has been transmitted by the International Bureau.
  - c. [] is not required, as the application was filed in the United States Receiving Office (RO/US)
- 6. [] A translation of the International Application into English (35 U.S.C. §371(c)(2)).
- 7. [] Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3)).
  - a. [] are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. [] have been transmitted by the International Bureau.
  - c. [] have not been made; however, the time limit for making such amendments has NOT expired.
  - d. [] have not been made and will not be made.
- 8. [] A translation of the amendments to the claims under PCT Article 19.
- 9. [X] An oath or declaration (executed) of the inventor(s) (35 U.S.C. §371(c)(4)).
- 10. [] A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).

## Items 11. to 14. below concern other document(s) or information included:

- 11. [] An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
- 12. [X] An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3,31 is included.
- 13. [] A FIRST preliminary amendment.
  - [] A SECOND or SUBSEQUENT preliminary amendment.
- 14. [] Other items or information:

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEE FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975.

| U.S. APPLICATION NO. (if known, sec 37 CFR 1.5)<br>NEW   |   | INTERNATIONAL APPLICATION NO. PCT/JP02/03135           |   |                       | ATTORNEY'S DOCKET NO.<br>2004-1515A |  |
|--|---|--|---|-----------------------|-------------------------------------|--|
| 15. [X] The following fees are submitted   |   |  | CALCULATIONS  | PTO USE ONLY          |                                     |  |
| BASIC NATIONAL FEE (37 CFR 1.4 Neither international preliminary examination fee rand International Search Report not prepared by International Search Report has been prepared by International preliminary examination fee not paid paid to USPTO  | or international search f<br>the EPO or JPO<br>the EPO or JPO<br>to USPTO but internation<br>SPTO but claims did no | nal search<br>t satisfy provision<br>isfied provisions | \$1080.00<br>\$ 920.00<br>\$ 770.00<br>ns<br>\$ 690.00<br>of  |                       |                                     |  |
| ENTER APPROPRIATE BASIC FEE AMOUNT =  Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [X] 30 months from the earliest claime priority date (37 CFR 1.492(e)).  |   |  |   | \$<br>d<br>\$130.00   |                                     |  |
| Claims Number Fil  | ed Numbe  | er Extra   | Rate  | \$130.00              |                                     |  |
| Total Claims 20 =  |   |  | X \$18.00   | \$                    |                                     |  |
| Independent Claims 3 =   |   |  | X \$86.00   | \$                    |                                     |  |
| Multiple dependent claim(s) (if applicable)  |   | -,   | + \$290.00  | \$                    |                                     |  |
| TOTAL OF ABOVE CALCULATIONS =  |   |  |   | \$130.00              |                                     |  |
| [] Small Entity Status is hereby asserted. Above fees are reduced by 1/2.  |   |  |   | \$                    |                                     |  |
| SUBTOTAL =   |   |  |   | \$130.00              |                                     |  |
| Processing fee of \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)).   |   |  |   | \$                    |                                     |  |
| TOTAL NATIONAL FEE =   |   |  |   | \$                    |                                     |  |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +  |   |  |   | \$ 40.00              |                                     |  |
| TOTAL FEES ENCLOSED =  |   |  |   | \$170.00              |                                     |  |
|  |   |  |   | Amount to be refunded | s                                   |  |
|  |   |  |   | Amount to be charged  | s                                   |  |
| <ul> <li>a. [X] A check in the amount of \$\frac{9170.00}{2}\$ to cover the above</li> <li>b. [] Please charge my Deposit Account No. 23-0975 in the A duplicate copy of this sheet is enclosed.</li> <li>c. [] The Commissioner is hereby authorized to charge any overpayment to Deposit Account No. 23-0975.</li> </ul> | amount of \$ to   | cover the above fees                                   | 3.  |                       | •                                   |  |
| NOTE: Where an appropriate time limit u must be filed and granted to restore the app   |   |  | been met, a petitio   | on to revive (37 CFR  | l.137(a) or (b))                    |  |
| CUSTOMER NO.  Mic  |   |  | ny E. Pulliam, ration No. 55,965 for nael R. Davis , ration No. 25,134  |                       |                                     |  |
| /2004 GFREY1 00000026 10509394<br>:1617 130.00 OP  |   |  | WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone:(202) 721-8200 Fax:(202) 721-8250 October 6, 2004 |                       |                                     |  |